FOR MYSORE STATE

Rc.B-1/142425/50.

Office of the
Director of Controlled Commodities.
Rushkyrum, Mount Road, dated 30-10-50.

From

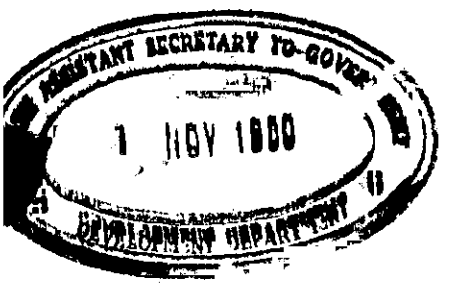
Sri M. S. Sivaraman, I.C.S.,
Director of Controlled Commodities.

To

The Deputy Secretary to Government,
Development Department,
Fort St. George,
Madras.

110013 MP
11.50

Sir,



Sub:- Textiles - Mill cloth - Bellary District- Hadagalli Taluk and Town Shahastimal Parsoji - wholesale licence - cancelled - Revision petition for restoration.

Ref:- Report Rc.No.969/50/T-3, dated 23--10--1950 from the Collector, Bellary.

I enclose herewith a copy of the Collector's report cited above with the enclosures in original.

I agree with the recommendation made by the Collector.

for K. Sivaraman 1/11/50

For Director of Controlled Commodities.

Gr.31/10.

Copy of letter Rc.No. 969/50/T.3, dated 23-10-1950, from the Collector, Bellary, to the Director of Controlled Commodities, Madras.

Sub:- Textiles - Mill cloth - Bellary district Hadagalli taluk and town Sha Hastimal Parsoji - wholesale licence - cancelled - Revisison petition for restoration.

Ref:- Revision petition of Sha Hastimal Parsoji of Hadagalli dated 21--9--1950.

I enclose the revision petition of Sri Sha Hastimal Parsoji, wholesale cloth dealer of Hadagalli requesting for restoration of his licence cancelled by me. He has promised to be regular in lifting his quotas in future and give no room for complaints from any source.

In the circumstances explained by him I consider that the order of cancellation of his licence passed by me may be modified to one of suspension for three months.

The connected file (D.Dis. 126/50, dated 16-10-1950) is enclosed.

Sd/- G. RAMI REDDI,
Collector.

/ true copy /

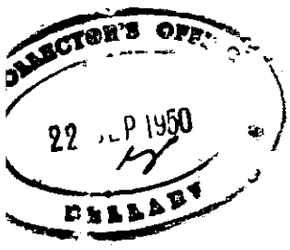
for Director of Controlled Commodities

HADAGALLI,

Dated 21-9-1950.

From

Hastimal Parasoji,
Wholesale Cloth (Mill) Dealer,
Licence No.6, Hadagalli.



To

The Collector,
(Textiles Section),
Bellary.

Sir,

Sub: Request revision orders cancelling wholesale Licence M(W) C.No.726/50T3 dated 16-9-50.

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1 I am a wholesale dealer in mill cloth for Hadagalli taluk since 1948. For some months, the controls were rigid. Subsequently, there was a relaxation in the controls. No retail licences were issued and no retailers could purchase cloth out of the 30% margin from any source they chose. Thus linking system was not regularly carried on.

2 Once again during June 1950, linking and quota systems were introduced. I was allotted 8 bales of mill cloth. Due to the previous relaxation there was heavy stock in the market and the demand was very much less. Season failure also added to this.

3 Over and above this, I was not keeping good health and so, I could not go over to Bellary, take delivery and move the quota allotted to me during June 1950.

4 Explanation was called and I submitted my explanation on 2-8-50. Then I had personally represented all these facts to the Textile Control Officer and explained everything before him.

5 Then, I was issued a show cause notice why my licence should not be cancelled. I once again submitted my explanation giving the above reasons and requested I may be excused.

6 The Textile Inspector, Hadagalli, made enquiries and took my statement. Therein also, I have explained the above reasons and gave an undertaking that I would

I would be regular henceforward and begged excuse for nonlifting of the quota during June 1950. To the same effect, I had a reply to your office on 6-9-50.

7 I beg to state that only this time, i.e. June, I was irregular and did not lift the bales. On no other occasion, I was irregular. I am strictly following the control orders and there is no complaint against me till now.

8 It is left to the discretion of the wholesaler or the retailer to move only those bales which find a market and refuse the rest. This option is granted to every man in the textile field. That is why I did not take delivery of the ~~third~~ third bale out of the three bales during July 1950. If this is a mistake, I am prepared to move all the quota allotted to me every time under your direction.

9 I was absent from Hadagalli on 2-9-50. My shop being a wholesale shop was closed. As and when the retailers come, their quota was issued. Since a long time I run this business at Hadagalli and also some side business at Hadagalli, Hirehadagalli, Magal and other places. Hence it is not correct to say that I always reside at Harapanahalli. Henceforward, as I have been asked to, I shall always open my shop at Hadagalli and keep accounts and other things ready at all times for inspection by any authority.

10 There may be complaints from some people of Hadagalli taluk. It is not due to any mistake of mine. Competitive businessmen want me to lose my licence and so get a chance for themselves. Hence they are unnecessarily complaining against me.

11 Sir, I hereby undertake to be very regular and further give no room for any complaints. I shall strictly follow your instructions.

12 I have submitted the above explanation. As such, the punishment inflicted upon me, cancelling my licence ~~XXXXXX~~ Mills (wholesale) is very severe. It is a hard blow to me.

13 Therefore, I request you, Sir, to revise the orders of cancellation and restore my licence. I have paid the fees for renewal of licence from October onwards in the sub treasury.

14 In your orders, it is stated that the Textile Inspector,

Hadagalli, should seize immediately the stocks. I humbly request you to issue stay orders for the said cancellation order and restore my licence.

15) Once more, I request you to consider my case favourably.

Yours faithfully,

Hasthimal Parsoje

Bellary,

Dated 21-9-50

P.S.
The copy of the order cancelling my licende is enclosed herewith.

Development Dept.

89/28/11 Memo.No. 11 0013 17/50-1 dated 27.11.50

Sub: Textiles - Mill cloth - Bellary district - Sha Hastimal Parsoji - Wholesale licence - Cancelled - Revision petition - Orders passed.

Ref. From the D.C.C. Rc. B1.142425/50 dated 30-10-50.

The Collector of Bellary is informed that under the existing arrangements of distribution of cloth, wholesalers and retailers have the discretion to lift only those bales which they require and refuse the rest, and that no compulsion should be made in the matter of lifting quotas. The petitioner did not lift the bales allotted for June 1950 as he was sick and this may not be taken as a serious irregularity. The other irregularity viz. not residing at Hadapalli where the shop is located, is trivial. In the circumstances the ~~Collector is requested to restore~~ the licence of Sri Sha Hastimal Parsoji may be restored. The Collector is requested to take action

To the Collector of Bellary.
the D.C.C.

(CMO. 116013 DI/50)

Development (MI) Department.

Sub: Textiles - Mill cloth - Bellary District - Sha Hastimal Parsoji - Wholesale Licence - cancelled - Revision Petition.

Ref: From the D.C.C. Rc.Bl.142425/50 dated 30-10-50.

To A.S.

Please see the letter cited from the D.C.C. enclosing report of the Collector of Bellary on a revision petition submitted by Sha Hastimal Parsoji, wholesale licensee against the orders of the Collector of Bellary cancelling his wholesale licence for not lifting his quotas of cloth allotted to him by the Collector.

2. From the Collectors file at (R) it is observed that complaints were received by the Collector of Bellary from certain retailers that the petitioner was not lifting quotas from the consignees and the retailers in the taluk suffer for want of cloth. The Collector sent a memo to the dealer to show cause why his licence should not be cancelled for not lifting cloth allotted by the Consignees and making the customers of the taluk to suffer. The petitioner explained that he was unwell at the time of the allotment of cloth for June 50 and expressed inability to lift the quotas owing to his illness and domestic inconveniences and that he has lifted 2 bales out of three bales for July 50 and that as the third bale consisted of unsalcable variety, he did not lift the quota. It was also found that he was not residing at Hadagalli but visited the place occasionally when stocks were received. The Collector considered the explanation unacceptable and cancelled the licence of the petitioner.

3. The Collector has reported on the review petition that the petitioner has promised to lift his quotas regularly in future without giving room for complaints and has therefore recommended that the orders of cancellation of licence passed by him might be modified to one of suspension of licence for 3 months. The D.C.C. has agreed with the recommendation of the Collector of Bellary.

4. Under the existing arrangements of distribution of cloth, it is left to the discretion of the wholesaler or the retailer to lift only those bales which he requires and refuse the rest. The option to pick and choose is granted to every dealer and no compulsion should be made in the matter of lifting quotas. In the circumstances, the action of the Collector of Bellary in ~~cancelling the licences~~ proceeding against the petitioner for non-lifting of bales during July 1950 is not quite justified. When all dealers enjoy the freedom to pick and choose the bales they require, the petitioners should not be penalised for no fault of theirs. It is ~~therefore~~ for orders whether the attention of the Collector of Bellary may be invited to the Government instructions on the subject. ~~and he may be permitted to restore the licence of the petitioner as recommended by him and agreed to by the D.S.~~

AS 15.11.50 The petitioner did not lift the bales allotted for June 1950 as he was sick. The non-lifting in this case may not be taken as a serious irregularity. The other irregularities viz not residing at Hadagalli where the shop is located, is trivial. In the circumstances it is for consideration whether the Collector may be asked to restore the licence. MCS. 11.50 DS

CL 15-11-50

16/11/50

Hence Govt Licence may be restored CL 20/11

To AS

A draft Memo is submitted for approval

AS 27.11.50 CL 27/11/50

27/11/50

SECRETARY TO GOVERNMENT 21 NOV 195 DEVELOPMENT DEPARTMENT

(Issued as Memo No 110013/1 dt 27.11.50)